

**Proposed Substitute
Bill No. 6021**

LCO No. 5775

AN ACT CONCERNING TEST BED TECHNOLOGIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 16a-4d of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2015*):

3 (a) [If, in the exercise of the Commissioner of Energy and
4 Environmental Protection's powers pursuant to this title, the
5 commissioner finds that the use of a certain technology, product or
6 process would promote energy conservation, energy efficiency or
7 renewable energy technology, the commissioner may direct a state
8 agency to test such technology, product or process by using it in the
9 operations of such agency on a trial basis. The purpose of such test
10 program shall be to validate the effectiveness of such technology,
11 product or process in reducing energy usage and costs or reducing
12 dependence on fossil fuels or green house gas emissions] For the
13 purposes of this section "process" means any series of actions or
14 operations that produce or manufacture a product or that lead to a
15 particular result.

16 (b) (1) The Commissioner of Administrative Services shall
17 administer pilot test programs at state agencies for the use of
18 technologies, products or processes that promote energy conservation,

19 energy efficiency or renewable energy. The purpose of such test
20 programs shall be to validate the effectiveness of such technologies,
21 products or processes in reducing energy usage and costs or reducing
22 dependence on fossil fuels or greenhouse gas emissions.

23 (2) The Commissioner of Administrative Services shall direct a state
24 agency to test any such technology, product or process identified by
25 the commissioner. Alternatively, the commissioner of a state agency
26 may file a request with the Commissioner of Administrative Services
27 for approval to test any such technology, product or process identified
28 by such state agency commissioner. Not later than thirty days after
29 receipt of any such request, the Commissioner of Administrative
30 Services shall evaluate the technology, product or process and approve
31 or disapprove the state agency commissioner's request. A state agency
32 that is directed to test, or receives approval to test, any such
33 technology, product or process shall use it in the operations of such
34 agency on a trial basis for not fewer than thirty days and not longer
35 than sixty days.

36 (3) No agency shall undertake such testing of any technology,
37 product or process unless the business manufacturing or marketing the
38 technology, product or process demonstrates that [(1)] (A) the use of
39 such technology, product or process by the state agency will not
40 adversely affect safety, [(2)] (B) a certified independent third party or
41 accredited laboratory has found that the technology, product or
42 process reduces energy consumption and cost, and [(3)] (C) the
43 technology, product or process is presently available for commercial
44 sale and distribution or has potential for commercialization not later
45 than two years following the completion of any test program by a state
46 agency pursuant to this section.

47 (4) If the commissioner of the state agency testing such technology,
48 product or process determines that the test program sufficiently
49 demonstrates that the technology, product or process reduces energy
50 usage and costs or reduces dependence on fossil fuels or green house
51 gas emissions, such testing agency may request that the Commissioner

52 of Administrative Services (A) procure such technology for use by any
53 or all state agencies, and (B) make such procurement pursuant to
54 subsection (b) of section 4a-58. The Commissioner of Administrative
55 Services shall make information regarding the opportunity to procure
56 such technology, product or process available to all state agencies on
57 the Department of Administrative Services' Internet web site.

58 [(b)] (c) If the [commissioner] Commissioner of Administrative
59 Services finds that using such technology, product or process would be
60 feasible in the operations of a state agency and would not have any
61 detrimental effect on such operations, the commissioner,
62 notwithstanding the requirements of chapter 58, [may] shall direct a
63 state agency to accept delivery of such technology, product or process
64 and to undertake such a test program. Any costs associated with the
65 acquisition and use of such technology, product or process by the
66 testing agency for the test period shall be borne by the manufacturer,
67 the marketer or any investor or participant in such business. The
68 acquisition of any technology, product or process for purposes of the
69 test program established pursuant to this section shall not be deemed
70 to be a purchase under the provisions of state procurement law. The
71 manufacturer, the marketer or any investor or participant in such
72 business shall maintain records related to such test program, as
73 required by the commissioner. All proprietary information derived
74 from such test program shall be exempt from the provisions of
75 subsection (a) of section 1-210.

76 [(c) If the commissioner determines that the test program
77 sufficiently demonstrates that the technology, product or process
78 reduces energy usage and costs or reduces dependence on fossil fuels
79 or green house gas emissions, the testing agency may request that the
80 Commissioner of Administrative Services (1) procure such technology
81 for use by any or all state agencies, and (2) make such procurement
82 pursuant to subsection (b) of section 4a-58.]

83 (d) The commissioner of a state agency may identify a technology,
84 product or process that is procured, installed and tested by a

85 municipality that meets the requirements of subsection (b) of this
86 section. Such commissioner may file a request with the Commissioner
87 of Administrative Services to procure such technology, product or
88 process. Not later than thirty days after receipt of such request, the
89 Commissioner of Administrative Services shall evaluate such
90 technology, product or process and approve or disapprove such
91 commissioner's request to (1) procure such technology for use by any
92 or all state agencies, and (2) make such procurement pursuant to
93 subsection (b) of section 4a-58.

This act shall take effect as follows and shall amend the following sections:		
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Section 1	<i>July 1, 2015</i>	16a-4d
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